

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

**JAMES HANDCOCK**

**Petitioner,**

**-v-**

**WARDEN, Chillicothe  
Correctional Institution**

**Respondent.**

**Case No. C-3:12-cv-096**

**Judge Thomas M. Rose  
Chief Magistrate Judge Sharon L. Ovington**

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**ENTRY AND ORDER OVERRULING HANDCOCK'S OBJECTIONS  
(Doc. #9) TO THE CHIEF MAGISTRATE JUDGE'S REPORT AND  
RECOMMENDATIONS; ADOPTING THE CHIEF MAGISTRATE  
JUDGE'S REPORT AND RECOMMENDATIONS (Doc. #8) IN ITS  
ENTIRETY; DISMISSING HANDCOCK'S PETITION FOR A WRIT OF  
HABEAS CORPUS WITH PREJUDICE; DENYING LEAVE TO APPEAL  
*IN FORMA PAUPERIS* AND ANY REQUESTED CERTIFICATE OF  
APPEALABILITY AND TERMINATING THIS CASE**

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This matter comes before the Court pursuant to pro se Petitioner James Handcock's ("Handcock's") Objections (doc. #9) to Chief Magistrate Judge Sharon L. Ovington's Report and Recommendations (doc. #8). Chief Magistrate Judge Ovington's Report and Recommendations recommends that the Petition for a Writ of Habeas Corpus filed by Handcock be dismissed with prejudice, that Handcock be denied leave to appeal *in forma pauperis* and that any requested certificate of appealability be denied..

As required by 28 U.S.C. §636(b) and Federal Rules of Civil Procedure Rule 72(b), the District Judge has made a de novo review of the record in this case. Upon said review, the Court finds that Handcock's Objections to the Chief Magistrate Judge's Report and Recommendations are not well-taken, and they are hereby OVERRULED. The Chief Magistrate Judge's Report and

Recommendations is adopted in its entirety.

Handcock's Petition for a Writ of Habeas Corpus is denied with prejudice. Further, Handcock is denied leave to appeal in forma pauperis and any requested certificate of appealability. Finally, the captioned cause is hereby ordered terminated upon the docket records of the United States District Court for the Southern District of Ohio, Western Division, at Dayton.

**DONE and ORDERED** in Dayton, Ohio, this Twenty-Fourth Day of February, 2014.

**s/Thomas M. Rose**

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THOMAS M. ROSE  
UNITED STATES DISTRICT JUDGE

Copies furnished to:

Counsel of Record  
James Handcock at his last address of record